

Application No.: 09/651,260
Group Art Unit: 2674
Reply to Office Action of March 7, 2003

Docket No.: 8733.285.00
Reply Dated September 5, 2003
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REMARKS

At the outset, the Examiner is thanked for the thorough review and consideration of the subject application. The Office Action of March 7, 2003 has been received and contents carefully reviewed.

In the Office Action, the Examiner rejected claims 1-5 under 35 U.S.C. § 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. The rejection of these claims is traversed and reconsideration of the claims is respectfully requested in view of the following remarks.

The rejection of claims 1-5 under 35 U.S.C. § 112, first paragraph, is traversed and reconsideration is respectfully requested.

In rejecting claims 1-5 under 35 U.S.C. § 112, first paragraph, the Examiner alleges "In claim 1, ... the 'display set part', ... the 'setting signal' and ... the 'set signal' are not supported in the specification." The Examiner then states "The specification does mention 'input timing set data' on page 9, line 30; however, there is no mention of the above items" and concludes "... 'set data' does not support the 'display standard set part', 'setting signal' and 'set signal' in the claim 1."

Applicant respectfully directs the Examiner to M.P.E.P § 2163.02, stating "Whenever the issue arises, the fundamental factual inquiry is whether a claim defines an invention that is clearly conveyed to those skilled in the art at the time the invention was filed. The subject matter of the claim need not be described literally (i.e., using the same terms...) in order for the disclosure to satisfy the description requirement."

For example, and with respect to the Examiner's assertion that "display standard set part" is not supported by the specification, Applicant respectfully submits the following.

First, when taken within the context of the claim, the limitation "display standard set part" sets "one display standard in response to a plurality of display standards" and generates "a setting signal corresponding to the display standard."

Moreover, as examples of support in the specification, Applicant respectfully submits that the present specification recites, at page 7, lines 25-28, "[t]he timing controller 27 can be divided into a decoder 24 and a timing generator 26 for selecting a desired timing value in accordance with a standard of the...LCD" and at page 9, lines 23-27, the present specification recites "The decoder 24 receives a timing set data from the exterior thereof to output timing count values corresponding to the data. At this time, the timing set data can be set by means of a general dip switch and the like." Further, evidence that "display standard set part" is supported by the specification can also be found in the language of claim 2, stating "...wherein the display standard set part sets... display standards using a dip switch." Accordingly, and at least in view of the aforementioned citation, Applicant respectfully submits the claimed limitation "display standard set part" is supported by the specification.

With respect to the Examiner's assertion that "setting signal" is not supported by the specification, Applicant respectfully submits the following.

First, when taken within the context of the claim, the limitation "setting signal" is generated by the display standard set part that corresponds "to the display standard."

Moreover, Applicant respectfully submits the present application states at page 9, lines 27-29 "The decoder 24 stores a number of count values for generating control signals in

accordance with a display standard..." Accordingly, and at least in view of the aforementioned citation, Applicant respectfully submits the claimed limitation "setting signal" is supported by the specification.

With respect to the Examiner's assertion that "set signal" is not supported by the specification, Applicant respectfully submits the following.

First, when taken within the context of the claim, the limitation "set signal" corresponds to "timing information" outputted by "a selector having each timing generation information according to the plurality of timing standards." ||

Moreover, Applicant respectfully submits the present application states at page 9, lines 27-32 "The decoder 24...output[s] the corresponding timing count value in response to an input timing set data." Accordingly, and at least in view of the aforementioned citation, Applicant respectfully submits the claimed limitation "set signal" is supported by the specification.

Applicant respectfully submits that one of ordinary skill in the art would readily recognize that support for the claimed subject matter at issue is apparent upon reading the disclosure as originally filed and that one of ordinary skill in the art would be enabled to make and use the claimed invention by reading the disclosure of the application.

Further, M.P.E.P § 2163.04 states "The inquiry into whether the description requirement is met... it a question of fact. ...The Examiner has the initial burden of presenting evidence or reasons why persons skilled in the art would not recognize in an applicant's disclosure a description of the invention defined by the claims." Applicant respectfully submits the Examiner has not established a *prima facie* case for noncompliance

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under 35 USC § 112, first paragraph, because the Examiner has not provided any reasons why persons skilled in the art at the time the application was filed would not have recognized the description of these limitations in the disclosure of the application as filed (see MPEP 2163.04).

In the "Response to Arguments" section of the Final Office Action mailed 3/7/03, the Examiner states page 9, lines 23-32 does not "disclose the limitations of the claimed invention."

Applicant respectfully submits, however, the claimed limitation "display standard set part" is disclosed in the specification at, for example, page 6, lines 23-25, stating "...wherein said timing controller includes a display standard set part...", the claimed limitation "setting signal" is disclosed in the specification at, for example, page 6, lines 26-27, stating "...generating a setting signal...", and the claimed limitation "set signal" is disclosed in the specification at, for example, page 6, lines 27-30, stating "... a selector ...outputting a timing information corresponding to the set signal..."

For the reasons set forth above, Applicant respectfully submits claims 1-5 satisfy the requirements of 35 USC 112, first paragraph.

Applicant believes the application to be in condition for allowance and early, favorable action is respectfully solicited. Should the Examiner deem that a telephone conference would further the prosecution of this application, the Examiner is invited to call the undersigned attorney at (202) 496-7500.

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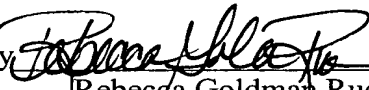
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If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136. Please credit any overpayment to deposit Account No. 50-0911.

Respectfully submitted,

MCKENNA LONG & ALDRIDGE LLP

Date: September 5, 2003

By 
Rebecca Goldman Rudich
Registration No. 41,786

MCKENNA LONG & ALDRIDGE LLP
1900 K STREET, N.W.
WASHINGTON, D.C. 20006
Telephone: (202) 496-7500
Facsimile: (202) 496-7756



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